

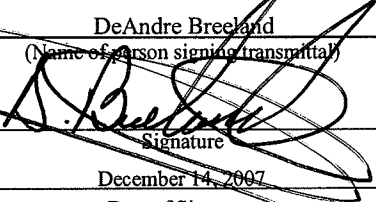
**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants : Tomohiro Nishi, et al.  
For : OPTICAL STATE MODULATION METHOD AND SYSTEM,  
AND OPTICAL STATE MODULATION APPARATUS  
Serial No. : 10/085,659  
Filing Date : February 26, 2002  
Examining Attorney : Brian P. Yenke  
Art Unit : 2622  
Confirmation No. : 8660

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**CERTIFICATE OF ELECTRONIC FILING**

I hereby certify that this correspondence is being transmitted via  
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DeAndre Breechland  
(Name of person signing transmittal)  
  
Signature  
December 14, 2007  
Date of Signature

**NOTICE OF APPEAL**

Commissioner For Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450


Sir:

In response to the Non-Final Rejection dated June 14, 2007, Applicants hereby reinstate the appeal to the Board of Patent Appeals and Interference from the refusal to grant the above-referenced patent. An electronic payment in the amount of \$20.00 is submitted herewith to cover the difference between the previously filed fee for the Notice of Appeal fee (\$10.00) and the difference between the previously filed Appeal Brief fee (\$10.00).

Please charge any additional fees or credit any overpayment by reason of this request to  
Deposit Account No. 50-0320.

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP  
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By:   
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